

8155. Adulteration of candy. U. S. v. 110 Boxes of Candy (and 1 other seizure action against candy). Default decrees of condemnation and destruction. (F. D. C. Nos. 16037, 16177. Sample Nos. 4715-H, 12920-H, 14512-H to 14514-H, incl.)

LIBELS FILED: April 16 and May 14, 1945, District of New Jersey and Southern District of Ohio.

ALLEGED SHIPMENT: Between the approximate dates of February 21 and April 10, 1945, by J. Ralph Kirkley, Inc., from Philadelphia, Pa.

PRODUCT: 110 1-pound boxes of candy at Camden, N. J., and 17 5-pound boxes, 53 12-ounce packages, 55 1-pound packages, and 11 boxes, each containing 40 bars, of candy at Dayton, Ohio.

LABEL, IN PART: "Kirkley's Kernels [or "Krunch Kandies," "Soya Butter Crunch," or "Chocolates * * * The Floral Box"]," or "40 Count Kirkleys Chocolate Kernel Bars."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of insect fragments, cat hair fragments, and cat hairs; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 8 and 26, 1945. No claimant having appeared, judgments of condemnation were entered and the product was ordered destroyed.

8156. Adulteration of candy. U. S. v. 36 Boxes of Candy. Default decree of condemnation and destruction. (F. D. C. No. 16078. Sample No. 4453-H.)

LIBEL FILED: April 30, 1945, District of New Jersey.

ALLEGED SHIPMENT: On or about April 10, 1945, by H. Segal, from Philadelphia, Pa.

PRODUCT: 36 boxes, each containing 48 pieces, of candy at Camden, N. J.

LABEL, IN PART: "H. Segal's Chocolate Fudge."

VIOLATIONS CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hair fragments and insect fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 8, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

8157. Adulteration of candy. U. S. v. 58 Boxes of Candy. Default decree ordering product converted into animal feed or destroyed. (F. D. C. No. 16207.) Sample No. 18658-H.)

LIBEL FILED: May 20, 1945, District of Minnesota.

ALLEGED SHIPMENT: Between the approximate dates of January 26 and March 2, 1945, by Paula's Lebkuchen, From New York, N. Y.

PRODUCT: 46 1-pound boxes and 12 ½-pound boxes of candy at Minneapolis, Minn.

LABEL, IN PART: "Paula's Celebrated Chocolate Rum Truffle [or "Chocolate Truffle," or "Assorted Rum-Truffle & Marzipan Candies"]."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of larvae and webbing.

DISPOSITION: August 16, 1945. No claimant having appeared, judgment was entered ordering that the product be destroyed unless processed into animal feed, under the supervision of the Food and Drug Administration.

8158. Adulteration of candy. U. S. v. 39 Cases of Candy. Default decree of condemnation and destruction. (F. D. C. No. 16759. Sample No. 28495-H.)

LIBEL FILED: June 28, 1945, Western District of Washington.

ALLEGED SHIPMENT: On or about April 24, 1945, by the Arthur Mayer Co., from Jersey City, N. J.

PRODUCT: 39 cases, each containing 10 5-pound boxes, of candy at Tacoma, Wash. Examination showed that the product was fermented.

LABEL, IN PART: "Peanut Pieces Mfd. By Leading Candy Co., New York, N. Y."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance.